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APPLICANT(S): HAJ-YEHIA, Abdullah
SERIAL NO.: 09/856,616
FILED: July 31, 2001
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REMARKS

The present response is intended to be fully responsive to all points of objection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested.

Claims 1-3, 6-10 and 13 are pending in the application.

Allowable Subject Matter

In the Office Action dated June 24, 2003, the Examiner stated that claims 1-10 would be allowable if rewritten to include only the examined elected subject matter of group VI.

Claim Objections

In the Office Action, the Examiner objected to claims 1-3, 6-10 and 13 for allegedly containing non-elected subject matter. The Examiner asserted that claims 1-3, 6-10 and 13 are not limited to the elected subject matter of group VI, and R1 and R2 include unsubstituted alkylene and alkenylene which allegedly belong in group I.

In response, Applicants respectfully assert that claims 1-3, 6-10 and 13 do not contain non-elected subject matter. Specifically, in the Restriction Requirement dated September 27, 2002, Group I was drawn to compounds, process of making and methods of use wherein X is a 4-5 membered ring and R1 and R2 are non-het substituted. Non-het substituted compounds are compounds which are substituted with non-het substituents. The case wherein R1 and R2 are unsubstituted at all was not included in group I or in any other group proposed by the Examiner. Therefore, Applicants assert that claims 1-3, 6-10 and 13, in which R1 and R2 include unsubstituted alkylene and alkenylene, do not contain non-elected subject matter. Accordingly, Applicants respectfully request that the Examiner withdraw the objection to independent claims 1 and 13 and to claims 2-3 and 6-10 dependent thereon.

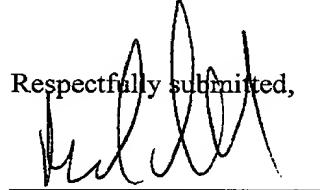
In view of the foregoing remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

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No fee is deemed necessary for filing this Amendment. However, if any fee is required, the undersigned Attorney hereby authorizes the United States Patent and Trademark Office to charge Deposit Account 05-0649.

Respectfully submitted,



Mark S. Cohen
Attorney for Applicant(s)
Registration No. 42,425

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Eitan, Pearl, Latzer & Cohen Zedek, LLP.
10 Rockefeller Plaza, Suite 1001
New York, New York 10020
Tel: (212) 632-3480
Fax: (212) 632-3489